

**“IBEROAMERICAN-LUSOPHONE PARLIAMENTARY CONFERENCE
ON THE INTERNATIONAL CRIMINAL COURT”**

NEREU RAMOS AUDITORIUM, CÂMARA DOS DEPUTADOS
NATIONAL CONGRESS OF BRAZIL
BRASILIA, BRAZIL
MARCH 25-26, 2004

ORGANIZED BY:

The Chamber of Deputies of Brazil
The Federal Senate of Brazil
The Confederation of Parliaments of the Americas (COPA)
Parliamentarians for Global Action (PGA)
The Ministry of Human Rights of Brazil

WITH THE SUPPORT OF:

European Commission, European Union
The Constitutional Court of Brazil
The Association of Magistrates of Sao Paulo – Apamagis
The Bank of Brazil, S.A.
Ford Foundation

PROGRAMME

March 25, 2004

9,00-10,15 hrs.

OPENING SESSION

Deputy João Paulo, President of the Chamber of Deputies of Brazil
Senator José Sarney, President of the Senate of Brazil
Minister Nilmário Miranda, Special Secretary of Human Rights of Brazil
Minister Márcio Thomaz Bastos, Ministry of Justice of Brazil
Minister Maurício Corrêa, Federal Supreme Court of Brazil (**pending confirmation**)
Minister Nilson Naves, Constitutional Court of Brazil
Dr. Cláudio Lemos Fínteles, Attorney-General of Brazil (**pending confirmation**)
Minister Álvaro Augusto Ribeiro Costa, Ministry of Defense of Brazil (**pending confirmation**)
Dep. Maria José Maninha, President of the Confederation of Parliaments of the Americas (COPA)
Dep. Antonio Carlos Pannunzio/Dep. Orlando Fantazzini Member, Parliamentarians for Global Action, Brazil

Statements: ***H.E. Sr. Luis Ignacio Lula da Silva***, President of the Republic of Brazil (**to be confirmed**)

Judge Sylvia Helena de Figueiredo Steiner, International Criminal Court

H.E. Prince Zeid Ra'ad Zeid Al-Hussein (Jordan), President of the Assembly of States Parties of the International Criminal Court (**to be confirmed**)

10,15-11,45 hrs.

PANEL I: UNIVERSAL REPRESENTATION IN THE ICC: THE ROLE OF PARLIAMENTARIANS IN THE RATIFICATION PROCESS OF THE ROME STATUTE IN LATIN AMERICAN AND LUSOPHONE COUNTRIES

- * The process of ratification/accession to the ICC Statute in Ibero-American and CPLP countries;
- * The campaign to reach 100 ratifications in 2004;
- * The European Union Common Position and Action Plan on the ICC;
- * The principle of universal jurisdiction, the crimes incorporated in the Rome Statute and the limited jurisdiction of the ICC (territorial or active nationality jurisdiction, non-retroactive jurisdiction);
- * Constitutional and other obstacles to the ratification of the Rome Statute.

President: **Dep. Maria José Maninha**, Chamber of Deputies of Brazil

Panelists: **Minister Nilmário Miranda**, Special Secretary of Human Rights of Brazil

Ambassador Alberto Navarro, Head of the Delegation of the European Union to Brazil

Ambassador Juan Antonio Yáñez-Barnuevo, Legal Advisor, Ministry of Foreign Affairs of Spain

Presentations: **Dep. Aristides Lima**, Speaker of the National Assembly of Cape Verde
Dep. Gabriel Ascencio, Chamber of Deputies of Chile
Dep. Minou Tavares Mirabal, Chamber of Deputies of Dominican Republic
Dep. Eliana García Laguna, Chamber of Deputies of Mexico
[Parliamentarians of other countries not yet parties to the Rome Statute]

Rapporteur: **Senator César Jaúreguí**, Vice President of the Senate of Mexico

11,45-12,30 hrs.

OPEN DISCUSSION

12,30-14,30 hrs.

LUNCH

14,30-16,00 hrs.

PANEL II: THE ROLE OF PARLIAMENTARIANS IN IMPLEMENTING THE ROME STATUTE AND PROMOTING STATE COOPERATION WITH THE ICC

- * Reforming national legal systems to give effect to the principle of *complementarity* of the ICC;
- * Legal, administrative and other policy measures to ensure States' cooperation;
- * Incorporating crimes against humanity, genocide and war crimes in the internal legal order;
- * The role of civil society;
- * Financial support for the ICC and the creation of National Trust Funds for the victims of international crimes;
- * Ratification of the Agreement on Privileges and Immunities of the Court (APIC).

President: **Senator Marcelo López Arias**, Vice President of the Senate of Argentina

Panelists: **Dr. Tarciso Dal Maso**, Legal Advisor of the Senate of Brazil

Minister Hamilton Carvalhido, Member of the Constitutional Court of Brazil

Dr. Hugo Relva, Amnesty International

Senator Juan Carlos Ramírez Montalbettí, Vice President of the Committee on Legislation, Codification and Justice

Dr. Silvia Fernández de Gurmendi, Chief of Cabinet and Head of the Complementarity Unit, Office of the Prosecutor, International Criminal Court

Rapporteur: **Dep. Alberto Costa**, National Assembly of Portugal

16,00-17,15 hrs.

OPEN DISCUSSION

17,15-18,30 hrs.

COCKTAIL IN HONOR OF THE PARTICIPANTS

March 26, 2004

9,00-10,45 hrs.

PANEL III THE ROLE OF PARLIAMENTARIANS IN PROTECTING THE INTEGRITY, EFFECTIVENESS AND INDEPENDENCE OF THE ICC

- * The “American Service Members Protection Act” (ASPA) of 2002;
- * Dialogue with the United States of America concerning the Bilateral Non-Surrender Agreements;
- * United Nations Security Council 1422/1487, which aims at deferring for 12 months ICC investigations on potential crimes committed by UN-authorized peacekeepers from States that are not Parties to the Rome Statutes;
- * Parliamentary initiatives to safeguard the territorial jurisdiction of the ICC.

Presidente: **Senator Damián Caneda**, First Vice President of the Senate of Spain

Panelists: **Dep. Margarita Stolbizer**, Chamber of Deputies of Argentina

Prof. Antônio Paulo Cachapuz de Medeiros, Legal Advisor, Ministry of Foreign Affairs of Brazil

Senator Alain Destexhe (Belgium), Convenor of the International Law & Human Rights Program, PGA

Dep. Felipe Michelini, Chamber of Representatives of Uruguay

Rapporteur: **Dr. David Donat-Cattin**, Legal Advisor of PGA

10,45-11,30 hrs.

OPEN DISCUSSION

11,30-11,45 hrs.

COFFEE BREAK

11,45-13,00 hrs.

FINAL SESSION: DISCUSSION, CONSIDERATION AND APPROVAL OF THE FINAL DOCUMENT¹

President: ***Dep. Orlando Fantazzini***, Chamber of Deputies of Brazil

Open Discussion

Conclusions

Statement: ***Senator Cristina Fernández de Kirchner***, President of the Constitutional Affairs Committee, Senate of Argentina; First Lady of Argentina

13,00-13,45 hrs.

PRESS CONFERENCE

FOR MORE INFORMATION, PLEASE CONTACT:
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¹ A Drafting Committee of the Conference's Final Document will be convened in the evening of March 25 and/or in the morning of March 26 to analyze and discuss the content and the format of the Final Document.